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DAVID J. KILLIAN, ANTHONY M. MAROTTA,
and ROSA COURT, LLC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

VINCENT KAMYAR VAGHAR,

Plaintiff,

v.

DAVID J. KILLIAN; ANTHONY M.
MAROTTA; and ROSA COURT, LLC, a
New Jersey limited liability company,

Defendants.

Case No. C 07 4083 MMC

**DECLARATION OF DENNIS D. MILLER
IN SUPPORT OF DEFENDANTS DAVID J.
KILLIAN, ANTHONY M. MAROTTA AND
ROSA COURT, LLC'S *EX PARTE*
APPLICATION TO CONTINUE HEARING
ON DEFENDANTS' MOTION TO
DISMISS SECOND AMENDED
COMPLAINT OF PLAINTIFF VINCENT
KAMYAR VAGHAR OR, IN THE
ALTERNATIVE, TO TRANSFER VENUE
[LOCAL RULE 7.7]**

Date: July 18, 2008
Time: 9:00 a.m.
Dept.: Courtroom 7
Judge: Honorable Maxine M. Chesney

I, Dennis D. Miller, hereby declare as follows:

1. I am an attorney duly licensed to practice before this Court and am a member of the law firm of Stein & Lubin LLP, counsel for defendants David J. Killian, Anthony M. Marotta, and Rosa Court, LLC (the "Defendants") in the above-referenced action. If called upon to testify to the facts set forth herein, I could and would competently testify thereto as the

